

CONFIRMING RESOLUTION NO. R-76-96

A CONFIRMING RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 9312 Avionics Drive, Fort Wayne, Indiana 46809 (Gildea Tool & Engineering Company, Inc.)

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Section 153.02 of the Municipal Code of the City of Fort Wayne, Indiana, of 1993, as amended and I.C. 6-1.1-12.1, to wit:

Attached hereto as "Exhibit A" as if a part herein; and

WHEREAS, said project will create seven full-time, permanent jobs for a total additional annual payroll of \$280,000, with the average new annual job salary being \$40,000 and retain 31 full-time, permanent jobs for a current annual payroll of \$1,350,955, with the average current annual job salary being \$43,579; and

WHEREAS, the total estimated project cost is \$838,550; and

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

1                   **WHEREAS**, if said Resolution involves an area that has already been designated an  
2 allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has  
3 adopted a Resolution approving the designation.

4                   **NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF**  
5 **THE CITY OF FORT WAYNE, INDIANA:**

6                   **SECTION 1.** That, the Resolution previously designating the above described property  
7 as an "Economic Revitalization Area" is confirmed in all respects.

8                   **SECTION 2.** That, the hereinabove described property is hereby declared an  
9 "Economic Revitalization Area" pursuant to I.C. 6-1.1-12.1, said designation to begin on the  
10 effective date of this Resolution and shall terminate on March 1, 1998.

11                   **SECTION 3.** That, said designation of the hereinabove described property as an  
12 "Economic Revitalization Area" shall apply to a deduction of the assessed value of real estate  
13 and personal property for new manufacturing equipment.

14                   **SECTION 4.** That, the estimate of the number of individuals that will be employed or  
15 whose employment will be retained and the estimate of the annual salaries of those individuals  
16 and the estimate of redevelopment or rehabilitation and estimate of the value of the new  
17 manufacturing equipment, all contained in Petitioner's Statement of Benefits are reasonable and  
18 are benefits that can be reasonably expected to result from the proposed described installation  
19 of the new manufacturing equipment.

20                   **SECTION 5.** The current year approximate tax rates for taxing units within the City  
21 would be:

22                   (a) If the proposed development does not occur, the approximate current year tax rates  
23 for this site would be \$8.8982/\$100.

1 (b) If the proposed development does occur and no deduction is granted, the  
2 approximate current year tax rate for the site would be \$8.8982/\$100 (the change  
3 would be negligible).

4 (c) If the proposed development occurs, and a deduction percentage of fifty percent  
5 (50%) is assumed, the approximate current year tax rate for the site would be  
6 \$8.8982/\$100 (the change would be negligible).

7 (d) If the proposed new manufacturing equipment is not installed, the approximate  
8 current year tax rates for this site would be \$8.8982/\$100.

9 (e) If the proposed new manufacturing equipment is installed and no deduction is  
10 granted, the approximate current year tax rate for the site would be \$8.8982/\$100  
11 (the change would be negligible).

12 (f) If the proposed new manufacturing equipment is installed and a deduction  
13 percentage of eighty percent (80%) is assumed, the approximate current year tax  
14 rate for the site would be \$8.8982/\$100 (the change would be negligible).

15 **SECTION 6.** Pursuant to I.C. 36-7-14-39, it is hereby determined that the deduction  
16 from the assessed value of the real property shall be determined in a resolution approved by the  
17 Fort Wayne Redevelopment Department, and pursuant to I.C. 6-1.1-12.1 that the deduction  
18 from the assessed value of the new manufacturing equipment shall be for a period of five  
19 years.

20 **SECTION 7.** The benefits described in the Petitioner's Statement of Benefits can be  
21 reasonably expected to result from the project and are sufficient to justify the applicable  
22 deductions.

**SECTION 8.** For new manufacturing equipment, a deduction application must contain a performance report showing the extent to which there has been compliance with the Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County Auditor's Office, and the City of Fort Wayne's Department of Economic Development and must be included with the deduction application. For subsequent years, the performance report must be updated and submitted along with the deduction application at the time of filing.

**SECTION 9.** For real property, a deduction application must contain a performance report showing the extent to which there has been compliance with the Statement of Benefits form approved by the Fort Wayne Common Council at the time of filing. This report must be submitted to the Allen County Auditor's Office and the City of Fort Wayne's Department of Economic Development and must be included in the deduction application. For subsequent years, the performance report must be updated within sixty days after the end of each year in which the deduction is applicable.

**SECTION 10.** The performance report must contain the following information:

- A. The cost and description of real property improvements and/or new manufacturing equipment acquired.
- B. The number of employees hired through the end of the preceding calendar year as a result of the deduction.
- C. The total salaries of the employees hired through the end of the preceding calendar year as a result of the deduction.
- D. The total number of employees employed at the facility receiving the deduction.
- E. The total assessed value of the real and/or personal property deductions.
- F. The tax savings resulting from the real and/or personal property being abated.

**SECTION 11.** That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

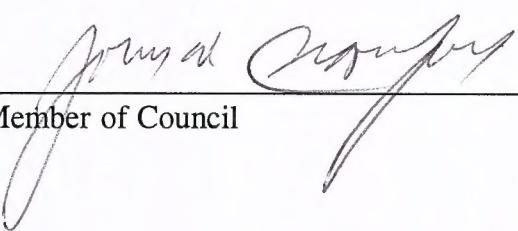
25

26

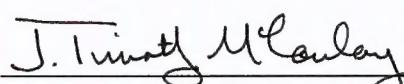
27

28

29

  
Member of Council

APPROVED AS TO FORM A LEGALITY

  
J. Timothy McCaulay, City Attorney

## GILDEA TOOL &amp; ENGR. CO., INC.

## Exhibit A

DESCRIPTION

Part of the Fractional Northeast Quarter of Section 5, Township 29 North, Range 12 East, Allen County, Indiana, more particularly described as follows, to wit:

Commencing at the North Quarter corner of said Section 5; thence South 00 degrees 39 minutes 00 seconds East (deed bearing and is used as the basis for the bearings in this description), on and along the West line of said Fractional Northeast Quarter, a distance of 1120.06 feet; thence North 89 degrees 56 minutes 10 seconds East and parallel to the North line of said Fractional Northeast Quarter, a distance of 278.54 feet to the true point of beginning; thence North 89 degrees 56 minutes 10 seconds East, continuing parallel to said North line, a distance of 400.00 feet; thence South 00 degrees 03 minutes 50 seconds East, a distance of 35.22 feet to the point of curvature of a regular curve to the right having a radius of 251.13 feet; thence Southwesterly, on and along the arc of said curve, an arc distance of 148.54 feet, being subtended by a long chord having a length of 146.38 feet and a bearing of South 16 degrees 52 minutes 49 seconds West to the point of tangency; thence South 33 degrees 49 minutes 28 seconds West and tangent to said curve, a distance of 32.82 feet to the point of curvature of a regular curve to the right having a radius of 300.00 feet; thence Southwesterly, on and along the arc of said curve, an arc distance of 293.80 feet, being subtended by a long chord having a length of 282.20 feet and a bearing of South 61 degrees 52 minutes 49 seconds West to the point of tangency; thence South 89 degrees 56 minutes 10 seconds West and tangent to said curve, a distance of 86.58 feet; thence North 00 degrees 39 minutes 00 seconds West and parallel to the West line of said Fractional Northeast Quarter, a distance of 335.24 feet to the true point of beginning, containing 2.578 acres of land, subject to all easements of record.

The foregoing real estate is one in the same as Block #5, except the West 278.54 feet thereof, in the proposed plat of BAER FIELD INDUSTRIAL PARK, SECTION I.

Read the first time in full and on motion by Crawford, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, the 26th day of November, 1996, at 5:30 o'clock M., E.S.T.

DATED: 11-12-96

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Crawford, and duly adopted, placed on its passage. PASSED LOST by the following vote:

|             | AYES     | NAYS | ABSTAINED | ABSENT |
|-------------|----------|------|-----------|--------|
| TOTAL VOTES | <u>9</u> |      |           |        |
| BENDER      | <u>✓</u> |      |           |        |
| CRAWFORD    | <u>✓</u> |      |           |        |
| EDMONDS     | <u>✓</u> |      |           |        |
| HALL        | <u>✓</u> |      |           |        |
| HAYHURST    | <u>✓</u> |      |           |        |
| HENRY       | <u>✓</u> |      |           |        |
| LUNSEY      | <u>✓</u> |      |           |        |
| RAVINE      | <u>✓</u> |      |           |        |
| SCHMIDT     | <u>✓</u> |      |           |        |

DATED: 11-26-96

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. R-76-96 on the 26th day of November, 1996.

ATTEST:

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

OB Summer  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of November, 1996, at the hour of o'clock M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 2d day of December, 1996, at the hour of 3:45 o'clock M., E.S.T.

Paul Helmke  
PAUL HELMKE, MAYOR

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE This is to confirm the approval of an Economic Revitalization Area for Gildea Tool & Engineering Company, Inc. for real and personal property improvements in the amount of \$838,550. In order to expand their business, Gildea Tool & Engineering will build a new 25,000 square foot manufacturing facility. In addition, they will purchase new equipment.

EFFECT OF PASSAGE Creation of seven new jobs with benefits, as well as the retention of 31 current jobs. Tax savings will be used to defray the costs of additional employees and equipment.

EFFECT OF NON-PASSAGE Loss of seven new jobs and tax revenue.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) No expenditures required.

ASSIGNED TO COMMITTEE (PRESIDENT) Tom Henry

BILL NO. R-96-11-14

REPORT OF THE COMMITTEE ON  
FINANCE  
THOMAS C. HENRY - JOHN N. CRAWFORD - CO-CHAIR  
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) (RESOLUTION) confirming resolution  
"Economic Revitalization Area" 9312 Avionics Drive - (Gildea Tool &  
Engineering Company, Inc.)

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(~~ORDINANCE~~) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

John C. Kennedy

Matthew J. Breen

Colleen Favaro

David H. Johnson

Thomas C. Henry

John J. Hayes

Dedree Hall

DATED:

17-26-94

Sandra E. Kennedy  
City Clerk



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

November 13, 1996

Ms. Connie Lambert  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of November 16, 1996, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

R-96-11-09 & R-96-11-10  
R-96-11-11 & R-96-11-12  
R-96-11-13 & R-96-11-14  
R-96-11-15 & R-96-11-16  
R-96-11-17 & R-96-11-18  
R-96-11-19 & R-96-11-20

Economic Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy  
City Clerk

SEK/ne  
ENCL: 1

NOTICE OF PUBLIC HEARING  
FORT WAYNE  
COMMON COUNCIL

(RESOLUTIONS NO. R-96-11-13 AND R-96-11-14)

NOTICE IS HEREBY GIVEN THAT THE COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA, APPROVED A RESOLUTION ON 11-12-96,  
DATE  
DESIGNATING PROPERTY AT 9002 Avionics Drive, Fort Wayne, Indiana  
46809 (Gildea Tool & Engineering Company, Inc.)

AN ECONOMIC REVITALIZATION AREA. A DESCRIPTION OF THE AFFECTED  
AREA CAN BE INSPECTED IN THE COUNTY ASSESSOR'S OFFICE.

COMMON COUNCIL WILL CONDUCT A PUBLIC HEARING ON WHETHER  
THE ABOVE DESCRIBED RESOLUTION SHOULD BE CONFIRMED, MODIFIED AND  
CONFIRMED OR RESCINDED ON Tuesday, November 26, 1996, at 5:30 o'clock  
DATE, TIME & PLACE

P.M.,

IF CONFIRMED, SAID DESIGNATING SHALL CONTINUE FOR ONE (1)  
YEAR AFTER CONFIRMATION.

ALL INTEREST PERSONS ARE INVITED TO ATTEND AND BE HEARD  
AT THE PUBLIC HEARING.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN  
DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH STATE AND  
FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION"  
SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219)427-1120, TTY  
(219)427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE  
MEETING.

SANDRA E. KENNEDY  
CITY CLERK

FORT WAYNE COMMON COUNCIL

(Governmental Unit)

ALLEN

County, Indiana

The News-Sentinel

P.O. Box 100

Fort Wayne, IN

Dr.

To:

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
 -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

## COMPUTATION OF CHARGES

43 lines, 1 columns wide equals 43 equivalent lines  
 at .346 cents per line

\$ 14.88

Additional charge for notices containing rule or tabular work  
 (50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 15.88

## DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: NOV 16, 19 96

Title:

Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L SMITH who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

11-16-96

Subscribed and sworn to before me this 16th day of NOV, 19 96.

MARY L SCHNEIDER Notary Public

My commission expires: NOTARY PUBLIC STATE OF INDIANA  
 ALLEN COUNTY

MY COMMISSION EXP JUNE 14,1997

FORT WAYNE COMMON COUNCIL

(Governmental Unit)

ALLEN

County, Indiana

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
 -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

## COMPUTATION OF CHARGES

43 lines, 1 columns wide equals 43 equivalent lines  
 at .346 cents per line

\$ 14.88

Additional charge for notices containing rule or tabular work  
 (50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

## TOTAL AMOUNT OF CLAIM

\$ 15.88

## DATA FOR COMPUTING COST

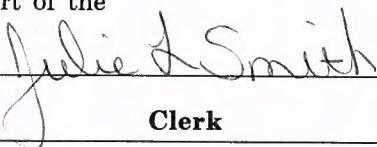
Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.



Date: NOV 16, 1996

Title: Clerk

## PUBLISHER'S AFFIDAVIT

NOTICE OF PUBLIC HEARING  
 FORT WAYNE  
 COMMON COUNCIL  
 (RESOLUTIONS NO. R-96-11-13 AND R-96-11-14)

Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a resolution on 11-12-96, designating property at 9002 Avionics Drive, Fort Wayne, Indiana 46809 (Gildea Tool & Engineering Company, Inc.)

An Economic Revitalization area. A description of the affected area can be inspected in the county assessor's office.

Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, November 26, 1996, at 5:30 o'clock P.M., in the Common Council Conference Room 128, City-County Building, 1st Floor, One Main Street, Fort Wayne, Indiana.

If confirmed, said designation shall continue for one year after confirmation.

All interest persons are invited to attend and be heard at the public hearing.

REASONABLE ACCOMMODATIONS\* FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH THE STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219) 427-1120, TTY (219) 427-1200, AT LEAST EIGHTY-TWO (72) HOURS PRIOR TO THE MEETING.

SANDRA E. KENNEDY  
 CITY CLERK  
 #313578

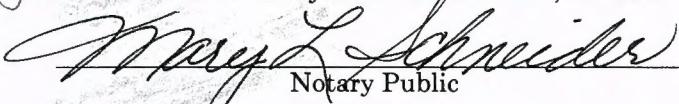
State of Indiana )  
 ) ss:  
 Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L. SMITH, who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

11-16-96



Subscribed and sworn to before me this 16th day of NOV, 1996.



Notary Public

MARY L SCHNEIDER  
 My commission expires: NOTARY PUBLIC STATE OF INDIANA  
 ALLEN COUNTY  
 MY COMMISSION EXP JUNE 14, 1997